

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q83591

Mie YOSHIMURA, et al.

Appln. No.: 10/509,596

Group Art Unit: 1794

Confirmation No.: 8356

Examiner: Andrew T. Piziali

Filed: September 29, 2004

For: IDENTIFYING MARKER, IDENTIFYING METHOD FOR IDENTIFYING MARKER,
IDENTIFYING SYSTEM FOR IDENTIFYING MARKER, AND METHOD OF
PROVIDING IDENTIFICATION SERVICE

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Appellant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith, except for the following: U.S. patents and/or U.S. patent publications; and co-pending non-provisional U.S. applications filed after June 30, 2003.

The documents submitted herewith were cited in an Office Action in counterpart Japanese Patent Application No. 2002-346857 (copy attached) dated February 10, 2009; a

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98
U.S. Appln. No.: 10/509,596

Attorney Docket No.: Q83591

Statement Under 37 C.F.R. § 1.97(e) is timely filed herewith on Monday, May 11, 2009, since May 10, 2009 fell on Sunday.

The present Information Disclosure Statement is being filed after either a Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution in the application (whichever is earlier), but before payment of the Issue Fee, and therefore the fee of \$180.00 under 37 C.F.R. § 1.17(p) is submitted herewith together with the Statement Under 37 C.F.R. § 1.97(e).

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Appellant notes the following explanations:

WO 99/17486 is an English language document corresponding to JP 2001-518414.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

INFORMATION DISCLOSURE STATEMENT
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The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

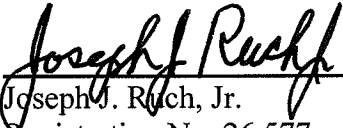
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WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: May 11, 2009



Joseph J. Ruch, Jr.
Registration No. 26,577

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STATEMENT UNDER 37 C.F.R. § 1.97(e)

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed
concurrently herewith was first cited in any communication from a foreign patent office in a
counterpart foreign application not more than three months prior to the filing of said Information
Disclosure Statement.

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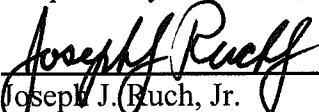
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Joseph J. Ruch, Jr.
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